



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ROSE et al.

Serial No.: 10 042,815

Filed: January 8, 2002

Atty. File No.: 4018-1-CON-1

For: "PRODUCT AND METHOD FOR
TREATING JOINT DISORDERS IN
VERTEBRATES"

BOX AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Examiner mailed March 25, 2003, allowing Claims 25-30 and finally rejecting Claims 31-33. Enclosed herewith is a check in the amount of \$160.00 for the Notice of Appeal fee specified in 37 CFR §1.17(e).

A petition for an extension of time under 37 CFR §1.136, with the appropriate fee, has been filed with a response to the final rejection. The petition for extension extends the time for response from June 25, 2003, to September 25, 2003. Accordingly, the Notice of Appeal is believed to be timely and no additional fee is believed to be required. Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

By:

Joseph E. Kovarik

Registration No. 33,005

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(303) 863-9700

Date:

9/25/03

) Group Art Unit: 1654

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) Examiner: Susan D. Coe

)

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NOTICE OF APPEAL

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) "EXPRESS MAIL" MAILING LABEL NUMBER: EV 331287871 US
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) I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
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) TYPED OR PRINTED NAME: Brenda Carpenter

SIGNATURE:

Brenda Carpenter

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